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REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS	Application Number	10/076,490
	Filing Date	February 15, 2002
	First Named Inventor	Patricia Phelps
	Art Unit	1651
	Examiner Name	Leon B. Lankford
	Attorney Docket Number	EMBR-5175-126 Renumbered PC19672A

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

23913

☒ I hereby appoint the practitioners associated with the Customer Number:

Please change the Correspondence Address for the above-identified patent application to:

☒ The address associated with
Customer Number :

23913

OR

☐ Firm or
Individual Name

Address

City

State

Zip

Country

Telephone

Email

I am the:

☐ Applicant/Inventor

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

SIGNATURE of Applicant or Assignee of Record

Signature

Name **Grover F. Fuller Jr.**
Assistant Secretary

Date **6-4-08**

Telephone **212-573-1390**

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.



*Total of forms are submitted.

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2



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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Patricia Phelps

Application No./Patent No.: 10/076,490

Filed/Issue Date: February 15, 2002

Entitled: METHODS AND APPARATUS FOR SELECTIVELY PROCESSING EGGS HAVING IDENTIFIED CHARACTERISTICS

Embrex, Inc., a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012978, Frame 0677, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Grover F. Fuller Jr.

Signature

Grover F. Fuller Jr., Reg. No. 31.760

Printed or Typed Name

Assistant Secretary

Title

6-4-08

Date

(212) 573-1390

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PC19672A NFB
08-19-02A12:10 RCVD

AUGUST 13, 2002

PTAS

Chief Information Officer
Washington, DC 20231
www.uspto.gov

NEEDHAM JAMES BODDIE, II
MYERS BIGEL SIBLEY & SAJOVEC
POST OFFICE BOX 37428
RALEIGH, NC 27627



102122753A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/06/2002

REEL/FRAME: 012978/0677
NUMBER OF PAGES: 11

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
PHELPS, PATRICIA V.

DOC DATE: 04/23/2002

ASSIGNOR:
CHALKER, B. ALAN, II

DOC DATE: 04/17/2002

ASSIGNOR:
FERRELL, WILLIAM HAYES, III

DOC DATE: 04/19/2002

ASSIGNOR:
HEBRANK, JOHN H.

DOC DATE: 04/16/2002

ASSIGNOR:
MCDOW, BENJAMIN CHARLES

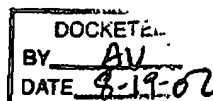
DOC DATE: 05/23/2002

ASSIGNOR:
POMEROY, EDWARD ATKINSON, III

DOC DATE: 05/23/2002

ASSIGNOR:
ROBERTSON, JONATHAN

DOC DATE: 05/23/2002



012978/0677 PAGE 2

ASSIGNOR:

TOWNSEND, JOHNNY MARK

DOC DATE: 05/23/2002

ASSIGNEE:

EMBREX, INC.

1040 SWABIA COURT

RESEARCH TRIANGLE PARK

NORTH

CAROLINA

27709

SERIAL NUMBER: 10076490

FILING DATE: 02/15/2002

PATENT NUMBER:

ISSUE DATE:

ANTIONE ROYALL, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

ASSIGNMENT RE

06-14-2002

EET

Patents On

To the Honorable Com		May 28, 2002 Attorney Dkt. No. 5175-126	
Please record the attached original document		102122753	
<p>1. Name of conveying party(ies):</p> <p>Patricia V. Phelps B. Alan Chalker, II William Hayes Ferrell, III John H. Hebrank Benjamin Charles McDow Edward Atkinson Pomeroy, III Jonathan Robertson Johnny Mark Townsend</p> <p>Additional name(s) of conveying party(ies) attached? Yes <input checked="" type="checkbox"/> No</p>		<p>2. Name and address of receiving party(ies):</p> <p>Embrex, Inc. 1040 Swabia Court Research Triangle Park, North Carolina 27709</p> <p>Additional name(s) & address(es) attached? Yes <input checked="" type="checkbox"/> No</p>	
<p>3. Nature of conveyance:</p> <p><input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other</p> <p>Execution Date: April 16, 17, 19, 23, May 23, 2002</p>			
<p>4. Application Serial No. <u>10/076,490</u> Patent No.</p> <p>If this document is being filed together with a new application, the execution date of the application is: _____</p> <p>Additional numbers attached? Yes <input checked="" type="checkbox"/> No</p>			
<p>5. Name and address of party to whom correspondence concerning document should be mailed:</p> <p>USPTO Customer No. 20792 Needham James Boddie, II Myers Bigel Sibley & Sajovec Post Office Box 37428 Raleigh, North Carolina 27627</p>		<p>6. Total number of applications and patents involved: <u>1</u></p> <p>7. Total fee (37 CFR 3.41) <u>\$40.00</u> <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account</p> <p>8. Deposit account number:</p>	
DO NOT USE THIS SPACE			
<p>9. Statement and signature</p> <p><i>To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</i></p> <p><u>Needham James Boddie, II, Reg. No. 40,519</u> Name of Person Signing</p> <p><u>Needham James Boddie, II</u> Signature</p> <p><u>May 28, 2002</u> Date</p> <p>Total number of pages including cover sheet, attachments and document: <u>11</u></p>			

06/11/2002 YPOLITE1 00000078 10076490

03 FC:581

40.00 OP

ASSIGNMENT

THIS ASSIGNMENT, made by us, **Patricia V. Phelps**, a citizen of the United States of America, residing at 103 Harvest Court, Carrboro, North Carolina; **B. Alan Chalker, II**, a citizen of the United States of America, residing at 5139 Torrey Pine Lane, Durham, North Carolina; **William Hayes Ferrell, III**, a citizen of the United States of America, residing at 848 Madison Avenue, Cary, North Carolina; **John H. Hebrank**, a citizen of the United States of America, residing at 216 Jefferson Drive, Durham, North Carolina; **Benjamin Charles McDow**, a citizen of the United States of America, residing at 545 Mackra Drive, Seneca, South Carolina; **Edward Atkinson Pomeroy, III**, a citizen of the United States of America, residing at 123 Sunset Court, Easley, South Carolina; **Jonathan Robertson**, a citizen of the United States of America, residing at 15 Villa Road, Apt. 178, Greenville, South Carolina; and **Johnny Mark Townsend**, a citizen of the United States of America, residing at 504 Brookwood Circle, Laurens, South Carolina;

WITNESSETH: That,

WHEREAS, we are the joint inventors of certain new and useful improvements in **METHODS AND APPARATUS FOR SELECTIVELY PROCESSING EGGS HAVING IDENTIFIED CHARACTERISTICS** for which an application for United States Letters Patent has been filed, or is being filed concurrently, in the United States Patent and Trademark Office. We hereby authorize and request Myers Bigel Sibley & Sajovec, P.A., to insert here in parentheses (Application No. **10/076,490**, filed **February 15, 2002**) the filing date and application number of said application when known or to file this Assignment concurrently with the application; and

WHEREAS, **Embrex, Inc.**, a North Carolina corporation, having a principal place of business at 1040 Swabia Court, Research Triangle Park, North Carolina 27709, hereinafter referred to as assignee, is desirous of acquiring the entire right, title and interest in and to said invention as described in said application, and in and to any and all Letters Patent which shall be granted therefor in the United States of America and all foreign countries;

NOW, THEREFORE, To Whom It May Concern, be it known that for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we have sold and by these presents do hereby sell, assign, transfer, and convey unto the said assignee,

its successors and assigns, the entire right, title, and interest in and to the said invention and application, and in and to any and all continuations, continuations-in-part, or divisions thereof, and in and to any and all Letters Patent of the United States of America and all foreign countries or reissues or other forms of protection thereof which may be granted therefor or thereon, for the full end of the term for which said Letters Patent may be granted along with any term extensions thereon or therefor, together with the right to claim the priority of said application in all foreign countries in accordance with the International Convention, the same to be held and enjoyed by said assignee, its successors and assigns, as fully and entirely as the same would have been held and enjoyed by us if this assignment and sale had not been made.

We hereby request that said Letters Patent be issued in accordance with this assignment.

We further covenant and agree that, at the time of the execution and delivery of these presents, we possess full title to the invention and application above-mentioned, and that we have the unencumbered right and authority to make this assignment.

We further covenant and agree to communicate to said assignee or its representatives any facts known to us relating to said invention, to testify in any interference or legal proceedings involving said invention, to execute any additional papers which may be requested to confirm the right of the assignee, its representatives, successors, or assigns to secure patent or similar protection for the said invention in all countries and to vest in the assignee complete title to the said invention and Letters Patent, without further compensation, but at the expense of said assignee, its successors, assigns, and other legal representatives; and we hereby instruct, and further covenant and agree to bind our heirs, legal representatives, and assigns to do same, without further compensation, but at the expense of said assignee or its representatives.

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this 23
day of April, 2002.

 (SEAL)
PATRICIA V. PHELPS

STATE OF NORTH CAROLINA)
) ss:
COUNTY OF DURHAM)

Before me personally appeared **Patricia V. Phelps**, to me known to be the person
described in and who executed the foregoing instrument, and she acknowledged to me that
she executed the same for the purposes therein stated; this 23rd day of
April, 2002.


Notary Public

SEAL

My Commission Expires: April 15, 2006

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this 17
day of April, 2002.

B. Alan Chalker, II (SEAL)
B. ALAN CHALKER, II

STATE OF North Carolina)
COUNTY OF Durham) ss:

Before me personally appeared **B. Alan Chalker, II**, to me known to be the person
described in and who executed the foregoing instrument, and he acknowledged to me that he
executed the same for the purposes therein stated, this 17th day of April,
2002.

Carleen S. Lorie
Notary Public

SEAL

My Commission Expires: April 15, 2006

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this 19th
day of April, 2002.

William Hayes Ferrell, III (SEAL)
WILLIAM HAYES FERRELL, III

STATE OF NORTH CAROLINA
COUNTY OF DURHAM) ss:
)

Before me personally appeared **William Hayes Ferrell, III**, to me known to be the
person described in and who executed the foregoing instrument, and he acknowledged to me
that he executed the same for the purposes therein stated, this 19th day of
April, 2002.

Colleen S. Loree
Notary Public

SEAL

My Commission Expires: April 15, 2006

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this _____
day of 4/16, 2002.

John H. Hebrank (SEAL)
JOHN H. HEBRANK

STATE OF NORTH CAROLINA)
COUNTY OF DURHAM) ss:

Before me personally appeared **John H. Hebrank**, to me known to be the person
described in and who executed the foregoing instrument, and he acknowledged to me that he
executed the same for the purposes therein stated, this 16th day of April,
2002.

Allen S. Loree
Notary Public

SEAL

My Commission Expires: April 15, 2006

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this 23rd
day of MAY, 2002.

Benjamin Charles McDow (SEAL)
BENJAMIN CHARLES McDOW

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE) ss:

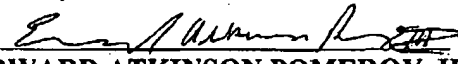
Before me personally appeared **Benjamin Charles McDow**, to me known to be the
person described in and who executed the foregoing instrument, and he acknowledged to me
that he executed the same for the purposes therein stated, this 23rd day of
MAY, 2002.

Eileen S. Butler
Notary Public

SEAL

My Commission Expires: 3-21-05

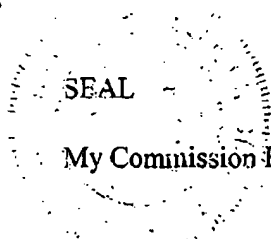
IN WITNESS WHEREOF, we have hereunto set our hands and seals on this 23rd
day of MAY, 2002.

 (SEAL)
EDWARD ATKINSON POMEROY, III

STATE OF SOUTH CAROLINA)
) ss:
COUNTY OF GREENVILLE)

Before me personally appeared **Edward Atkinson Pomeroy, III**, to me known to be
the person described in and who executed the foregoing instrument, and he acknowledged to
me that he executed the same for the purposes therein stated, this 23rd day of
MAY, 2002.


Notary Public



My Commission Expires: 3-21-05

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this 23rd
day of May, 2002.

Jonathan Robertson (SEAL)
JONATHAN ROBERTSON

STATE OF SOUTH CAROLINA)
) ss:
COUNTY OF GREENVILLE)

Before me personally appeared **Jonathan Robertson**, to me known to be the person described in and who executed the foregoing instrument, and he acknowledged to me that he executed the same for the purposes therein stated, this 23rd day of May, 2002.

Eileen S. Brutler
Notary Public

SEAL

My Commission Expires: 3-21-05

